

## DECISION NOT EXPECTED SOON

Standard Oil Attorneys Finish Their Arguments—Kellogg to Sum Up Today.

POINTS URGED BY DEFENSE

SPECIAL STRESS LAID ON FACTS AS WELL AS LAW.

St. Louis, Mo., April 9.—The Standard Oil attorneys completed their arguments today in the government's suit to dissolve the corporation as a violator of the Sherman law. Attorney Kellogg will sum up for the government tomorrow, and the court then will take the case under advisement.

In view of the great mass of evidence and arguments to consider, it is not expected that a decision will be handed down before fall. ♦ ♦ ♦ ♦ ♦

St. Louis, April 9.—David T. Watson today concluded his argument upon the law from the viewpoint of the defense of the government suit to dissolve the Standard Oil company for alleged violation of the Sherman anti-trust act.

## Nervous Headache

"I know from experience that Dr. Miles' Anti-Pain Pills will relieve severe cases of headache quickly," MRS. GEO. S. HENRY, Sullivan, Wash.

In many persons the least excitement, exertion or irritation causes headache. They cannot attend church, theatre, places of amusement, travel, or mingle in a crowd without suffering an attack of headache. The nerves of the brain are easily excited, and this irritable condition causes pain. Such persons should take

Dr. Miles' Anti-Pain Pills before starting out, or on the first indication of an attack. They invariably relieve all such misery. The first package will benefit; if not, your druggist will return your money.

Prosecutor Kellogg that the men forming the Standard were liable and guilty as alleged, under the federal common law. "There is not today and never common law," declared Mr. Watson. "Nor is there in all this great mass of testimony a single sentence of evidence to prove that the defendants were guilty of a violation of any provisions of the Sherman act on Nov. 15, 1898, and that, I contend, is the only proposition before the honorable court for review."

"Facts Win Lawsuits." Moritz Rosenthal, who has recovered from his temporary indisposition, will take up the argument of the defense, following Lawyer Watson.

"It's facts—facts," said at win lawsuits. The proportion of the evidence to which the Chicagoan will confine himself will be a resume of the alleged railway rate discriminations, a subject with which he is probably as familiar as any attorney in the country. It is a contention of Mr. Rosenthal that the Standard never enjoyed any special favoritism in the matter of railway rates from Whiting, Ind., where the Standard's great refinery is located, than any other shipper could not have secured for the same shipping.

Attorney Kellogg, for the government, included in his side of the case several hundred thousand words taken from the record of the Chicago case, which he hoped would assist in supporting his contention of rate discriminations. The reversal of that case leaves this evidence of no especial moment, but, notwithstanding, it is to this phase of the government's claims that Mr. Rosenthal devote the greater portion of his time.

Rights of the Citizen. Mr. Watson defined the rights of the citizen, and contended that what one man could do legally, any number could do. He insisted that the evidence shows only that the defendants had enlarged through better business methods, but that of restraint of trade there was not a scintilla of proof.

Speaking of the increase of Standard's assets, he pointed to the court the wonderful natural increase in the consumption of petroleum products, emphasizing the 25 by-products developed by the Standard, which afforded, he said, half of the profits.

"Taking into consideration its immense exporting business, bringing to this country millions of dollars annually," continued the lawyer, "it is not at all strange that these defendants have built up a gigantic enterprise. Instead of restraining, these defendants have really constructed the oil business. They have made petroleum products more useful to the citizens of the world."

Rosenthal's Argument. Mr. Rosenthal then began his argument, taking up first the alleged railway discriminations in favor of the Standard Oil.

"I maintain that in all this great record there is no proof that these defendants ever received discriminatory railway rates—secret or otherwise—over their competitors," was the opening challenge of Mr. Rosenthal.

Mr. Rosenthal denied that the Standard had ever received a railway concession or rebate not enjoyed by competitors, and that not since the passage of the Elkins act in 1883 had the defendants received railway concessions of any character.

Mr. Rosenthal declared that the so-

called "concessions," when reduced to the last analysis, did not show that the Standard had received discriminatory freight rates from the railways.

"Our corporation has not grown because of rate discriminations," he said, "but because of the merit of oil's products."

Incompetent Evidence. Discussing competition, the attorney said that only five of the fifty-one witnesses called by the government to testify to unfair tactics were not either discharged employees of the Standard Oil company or competitors. He said: "Ninety-five per cent of the government's evidence was incompetent and, if judged by the A. B. C's of the rules of evidence, would be thrown out."

Testimony of unfair competition affecting only thirty-seven towns had been introduced, he said, while the company serves 37,000 towns.

John J. Johnson of Philadelphia then began the concluding argument for the defense, discussing both the law and the facts.

Why not spend Arbor day at Tooele? For a good time, Saltair tonight.

TOT IN VAUDEVILLE.

Probation Officer Takes Charge of Little Helen Hall.

Mrs. A. L. Young, probation officer, yesterday took charge of Helen Hall, a beautiful little girl of 2 years, who has been appearing in a vaudeville show in a Greek coffee house on Second South. The mother, Mrs. Jones Hall, who lives in a Greek rooming house on Second South, is said to have been a party to the little girl's appearance in the coffee house, and will answer before Judge E. G. Gowan in the juvenile court today on a charge of contributing to the delinquency of her child.

The officers of the juvenile court have recently been keeping a close watch on these coffee houses and have several other cases to come before the court as a result.

Meet me at Saltair tonight.

PAYSON HAPPENINGS.

Payson, April 8.—Funeral services were held Saturday over the remains of Emanuel Sinder, who was found dead between Logan and Moapa, Nev. Death was caused by his horse falling with him. He had been dead four days before the remains were discovered.

Last Thursday R. E. Allen of Provo was in Payson conferring with D. S. Pack of the forest reserve in relation to water rights for a power plant to be constructed in Santaquin canyon by Jesse Knight.

It has been agreed upon by business men that the business places should close every Thursday at noon, thus giving merchants and clerks a half holiday each week.

Thursday afternoon a very interesting baseball game took place at the campus between the business men of the east and west sides. The result was in favor of the east side, 8 to 4.

The Wightman hotel is being renovated from top to bottom and will soon open under its new management.

Mrs. Winslow's Soothing Syrup has been used for YEARS BY MILLIONS OF MOTHERS for their CHILDREN WHILE TEETHING, with PERFECT SUCCESS. IT SOOTHES THE CHILD, SOFTENS THE GUMS, ALLAYS ALL PAIN, CURES WIND COLIC, and is the best remedy for DIARRHOEA. Sold by Druggists in every part of the world. Be sure and ask for "Mrs. Winslow's Soothing Syrup," and take no other kind. Twenty-five cents a bottle. GUARANTEED UNDER THE FOOD AND DRUG ACT, June 30, 1906. SERIAL NUMBER 1906.

## LEADS COLOR TO SANTA FE STORY

Extension to Salt Lake May Connect With Moffat Road to Reach Denver.

The report of the probability that the Atchison, Topeka & Santa Fe railroad is figuring on building into Salt Lake City from the south, by way of Tonopah, Ely and the Deep Creek district, as published in The Herald several days ago, has caused considerable comment, but several railway men have stated that the report was not news to them. It is evident that the plans of the Santa Fe road in this respect have been known to the representatives of a number of railroads for a long time, and one man, connected with the Santa Fe, said yesterday that it had been common news among the representatives of the Santa Fe system that the road would, in all probability, be built to Ely, Nev., this year. The report that surveys were working in the Deep Creek section on a route from Ely to this city was confirmed by a number of railroad men, and one man added some new details.

This man is a local railroad representative who recently returned from an eastern trip, and who spent several days of last week in Denver. In the railroad offices there, he says, he was told that the Santa Fe is figuring on an alliance with the Moffat road to assist Moffat in building to Salt Lake, taking an interest in his road when completed and using the tracks for the moving of Santa Fe trains between this city and Denver. This service, with the contemplated line from the southwest, would give the Santa Fe a second and more direct route to California from Denver. Several railroad men who heard the report yesterday were inclined to believe there was something in the rumor, as they stated it seemed perfectly feasible, and previous reports from Denver had hinted something of that nature was being framed up.

NEWS OF RAILROADS IN CONDENSED FORM

D. B. Eldredge, traveling freight and passenger agent for the Rock Island and Frisco lines, left the city yesterday on a trip to northern territory.

Leon Engstrom, commercial agent for the Union Line, Pennsylvania system, has with on a trip north to Butte and west to Spokane. He will be away several days.

Charles F. Warren, commercial agent for the Santa Fe system, has returned from visits to several sheep shearing camps. He was at Milford on Thursday.

He says the shearing at several camps was interrupted one day on account of the severe weather, but that the sheepmen report no losses on account of the cold. They are loading wool at Milford now and began shearing yesterday at Black Rock. It is reported that in the southern part of Utah the shearing is now nearly finished.

Kent O. Keyes, commercial agent for the New York Central, left yesterday for Wyoming and Idaho on railroad business.

F. J. Kemper, traveling freight and passenger agent for the Missouri Pacific, left yesterday on a business-getting trip to southern Utah points.

S. K. Hooper, general passenger agent for the Denver & Rio Grande, left for his home in Denver yesterday. T. C. Peck, general passenger agent for the Salt Lake Route, also left for Los Angeles. They were attending the meeting here this week of passenger agents.

## ANOTHER PIONEER CALLED.

John Brough, a Resident of Utah Since 1854, Dies at His Daughter's Residence in Nephi.

Nephi City, April 7.—John Brough, another of the early pioneers of Nephi, passed peacefully away at the home of his daughter, Mrs. E. R. Booth, April 5, 1899, at 5:45 o'clock p. m.

Mr. Brough was born June 4, 1827, at West Ashby, Lincolnshire, England. He joined the Church of Jesus Christ of Latter-day Saints in 1851 and emigrated to Utah with his wife and one son in 1854. The family set sail from Liverpool, England, in company with a great many of the Saints, who were on their way to Zion, Feb. 22, 1854, on the ship Windermere, landing in New Orleans April 22 of the same year. After a long and weary journey with ox teams across the plains they landed in Salt Lake City in the fall of 1854. The family resided here until the year 1857, when they came to Nephi, where they have resided ever since.

Although he had attained to a good old age, Mr. Brough had a desire to live longer, as he used to put it, to do good to his fellow-men, and that his last days might be his best days. He was a good, affectionate husband, a devoted father, an excellent neighbor and a good citizen, and he passed to the other side to receive his reward.

Mr. Brough retained his faculties up

to the last. So easy did he pass away that his children at the bedside when he died thought that he had gone to sleep. For the last nine years the deceased has been a widower, his wife having died Jan. 8, 1901, and since her death he has made his home with his daughter, Mrs. E. R. Booth. He is survived by six sons, and three great-grandchildren. The funeral will be held at the tabernacle Friday afternoon at 2 o'clock.

Why not spend Arbor day at Tooele?

SALINA NEWS NOTES.

Salina, April 9.—Mrs. A. J. Lewis is recovering from a severe attack of illness. Mrs. J. A. Kearns returned yesterday to her home in Salt Lake, after spending several days visiting at the White House. G. A. Brandt of Idaho Falls has been renewing old acquaintances in Salina.

Carl Forsha has left for Preston, Ida. A. J. Crozier left this morning for a trip to Price.

M. Payton, agent of the D. & R. G. railway, has accepted a position with the Santa Fe railway. J. Wilson of Provo has taken his place as local agent.

Miss Geneva Cherry of Ephraim is visiting with her sister, Mrs. Lehi Peterson. Lehi Peterson, the forest ranger, is at Richfield in the interest of the forest service.



## Fisher Beer With Meals

Fisher beer is a jolly good table beverage.

Everybody likes it because of its exquisite flavor, and solid foods taste better with it as an accompaniment.

It is a relish, a combination of food and drink and a means of animation. Good nature reigns supreme at meal time when Fisher beer is served. The good it does in assisting the digestive organs is also of great importance.

Our beer is of quality unequalled. No harmful ingredients enter into its production. It is guaranteed pure. Pints or quarts.

A. FISHER BREWING CO. Phone 263.

## BOSTON DENTAL PARLORS

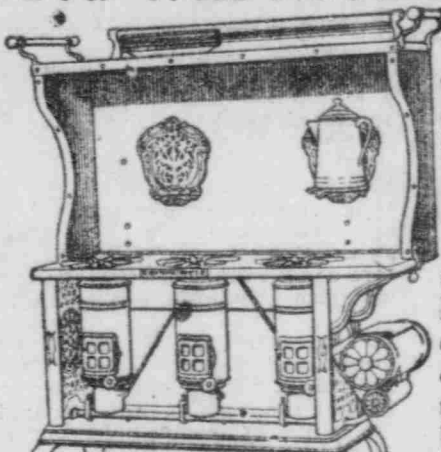
Honest work. Reasonable prices. Painless extracting. All work guaranteed.

126 Main St.

\$5=\$800 BUTTON BUTTON WHO'S GOT THE BUTTON?

Ask Culmer Paint & Glass Co.

## You Will Need an Oil Stove

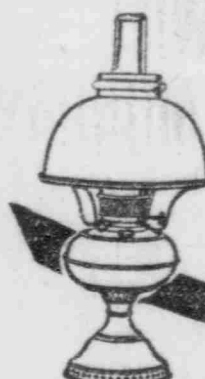


When warm days and the kitchen fire make cooking a burden—then is the time to try a New Perfection Wick Blue Flame Oil Cook-Stove.

Marvelous how this stove does away with kitchen discomforts—how cool it keeps the room in comparison with conditions when the coal fire was burning. The

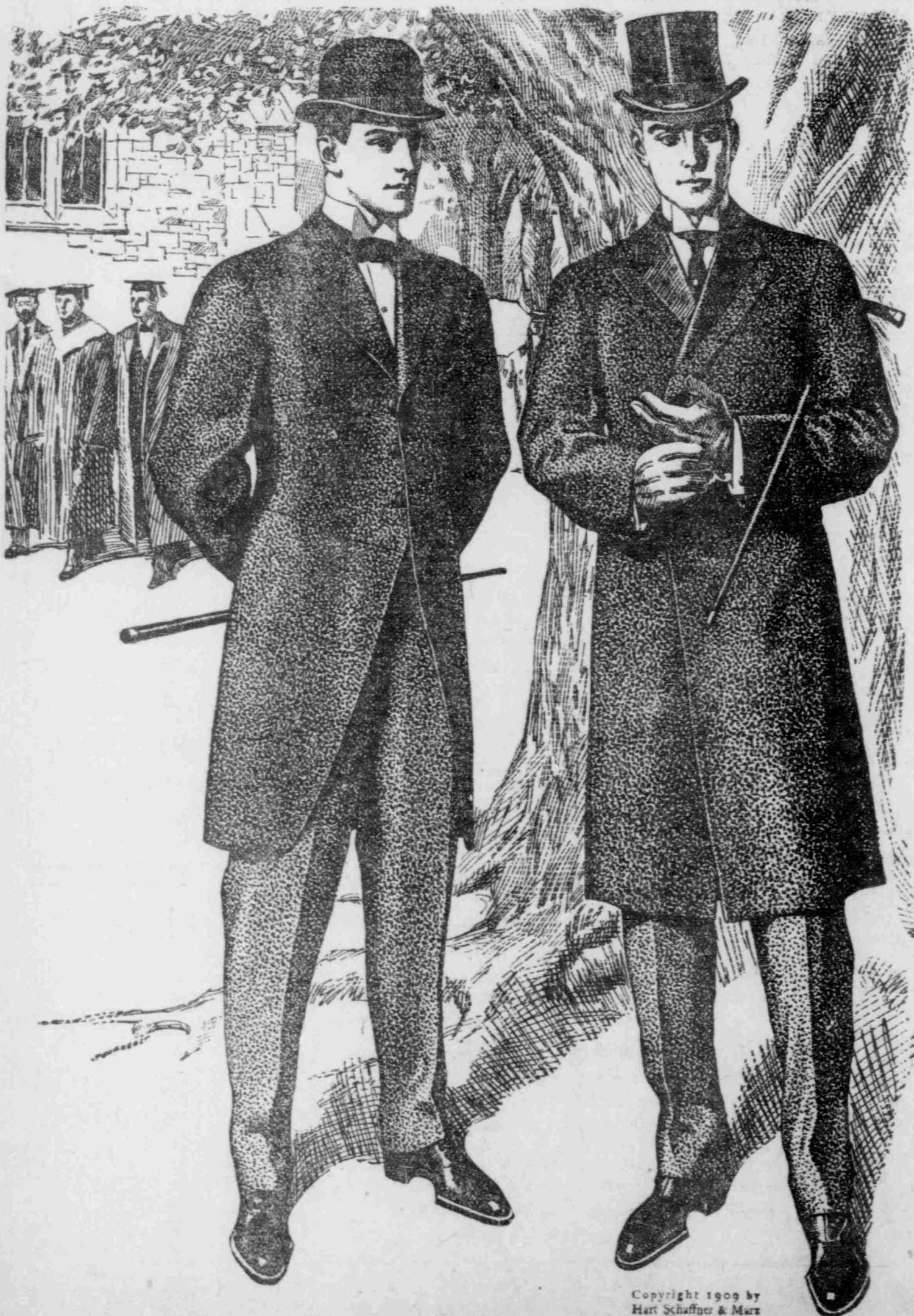
## NEW PERFECTION Wick Blue Flame Oil Cook-Stove

is the only oil stove built with a CABINET TOP for holding plates and keeping food hot after cooking. Also has useful drop shelves on which to stand the coffee pot or teapot after removing from burner. Fitted with two nicked racks for towels. A marvel of comfort, simplicity and convenience. Made in three sizes—with or without Cabinet Top. If not with your dealer, write our nearest agency.



The Rayo Lamp Just such a every one wants—hand-some enough for the parlor; strong enough for the kitchen, camp or cottage; bright enough for every occasion. If not with your dealer, write our nearest agency.

CONTINENTAL OIL COMPANY (Incorporated)



YOU'RE going to be clothes-ready for Easter, we hope; we're ready to give you our help and most serviceable co-operation in looking just right. If you decide on a frock coat, we've got one here to fit you; Prince Albert or cutaway; every man who cares to be correctly dressed must have one of these coats; the only proper thing for Sunday wear.

## Hart Schaffner & Marx

clothes are here for you; and we don't know of a more joyous Spring announcement that we could possibly make. It means that we have ready for you the finest lot of clothes ever brought together; clothes of all sorts for all men; for business, dress or pleasure. Suits and overcoats in many models, in hundreds of new patterns and weaves; all-wool, right tailoring, perfect style.

All other men's wear; hats, shirts, furnishings; the small, important accessories of correct dress. Ready here.

This store is the home of Hart Schaffner & Marx clothes.

# Richardson & Adams Co.

172 Main Street.